

EDMUND A HAMBURGER

PINELLAS PARK, FL 33782

December 20, 2004

Ms. Retha Dixon  
Docket Manager  
Federal Election Commission  
999 E Street NW  
Washington, DC 20463

Re: Sierra Club

Dear Ms. Dixon:

I received today your letter of December 10, 2004, relating to my letter of November 10, 2004. I am resubmitting my aforesaid letter bearing a notarial jurat. I assume this is timely, as it is being done the day after I received your letter.

Sincerely,

  
Edmund A. Hamburger

FEDERAL ELECTION COMMISSION  
OFFICE  
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EDMUND A HAMBURGER  
PINELLAS PARK, FL 33782

November 10, 2004

Federal Election Commission  
999 E Street NW  
Washington, DC 20463

MUR # 5634

Re: Sierra Club

Dear Sirs:

Prior to the recent presidential election, I received four pamphlets from the St. Petersburg office of the Sierra Club. They are entitled, respectively, "The Dirt", "Let Your Conscience Be Your Guide", "The Environment for Dummies" and "From one friend of our environment to another". I have not enclosed them, but if you need to have me send them to you, please let me know and I will do so.

I am enclosing a copy of my letter dated November 9, 2004, to the Sierra Club.

It is clear to me, notwithstanding the disclaimers, that the Sierra Club was advocating the election of Senator Kerry to the presidency of the United States, in violation of the so-called Campaign Finance Reform Act (McCain-Feingold).

I urge you to investigate the activities of the Sierra Club in the recent election, to determine if it violated the Act referred to above.

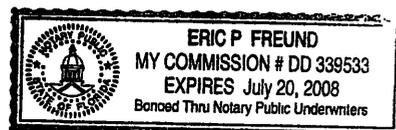
Very truly yours,

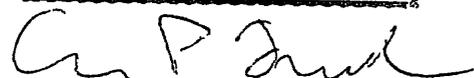
  
Edmund A. Hamburger

Encls.

STATE OF FLORIDA  
COUNTY OF PINELLAS ss.

Subscribed and sworn to before me this 21st day of December, 2004.



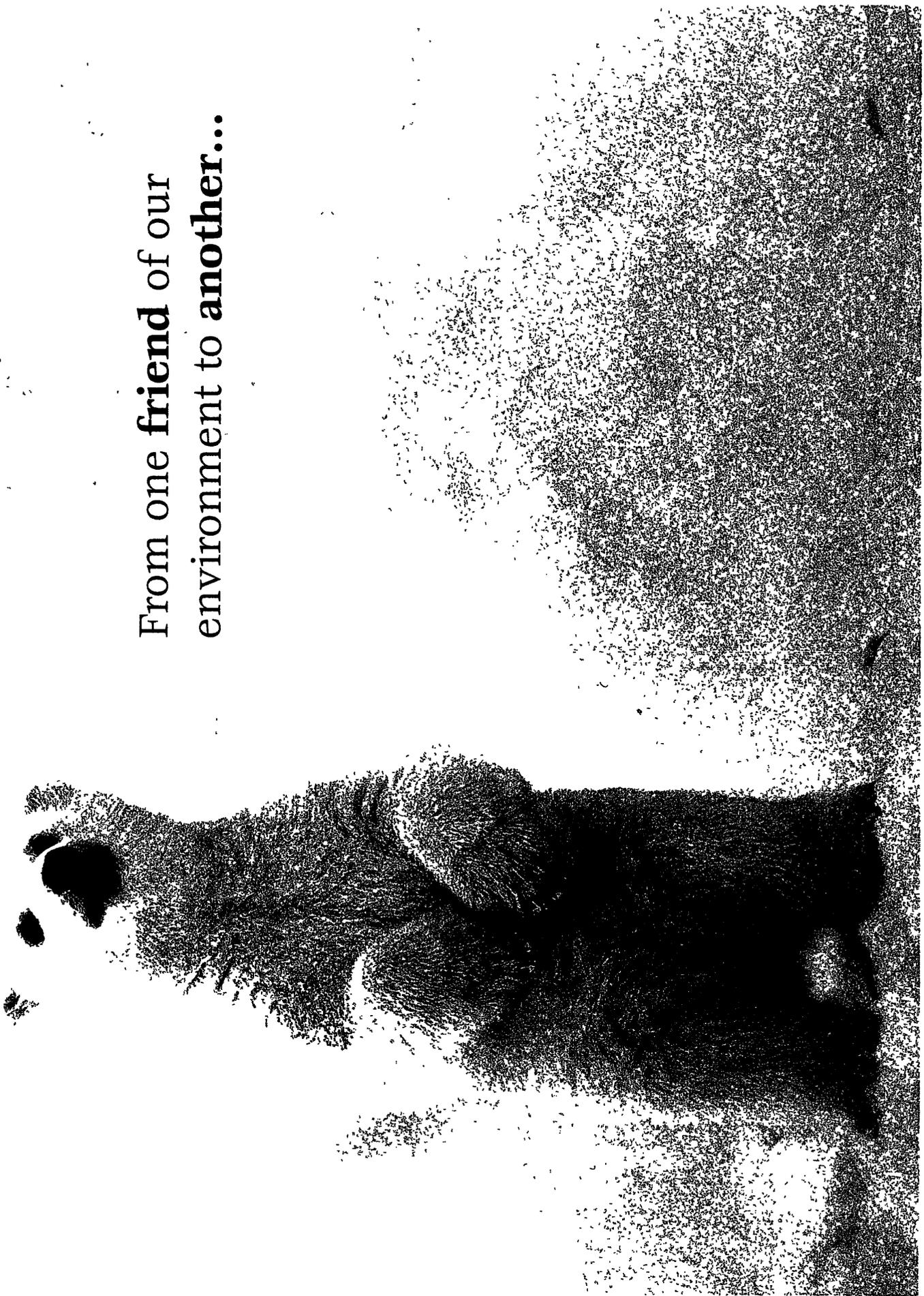


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From one **friend** of our  
environment to **another...**



## **We invite you to take a fresh look at John Kerry's Environmental Record.**

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Throughout his career, John Kerry has repeatedly fought to clean up toxic waste sites, to keep our air and water clean, and to protect the Arctic National Wildlife Refuge and other pristine public lands

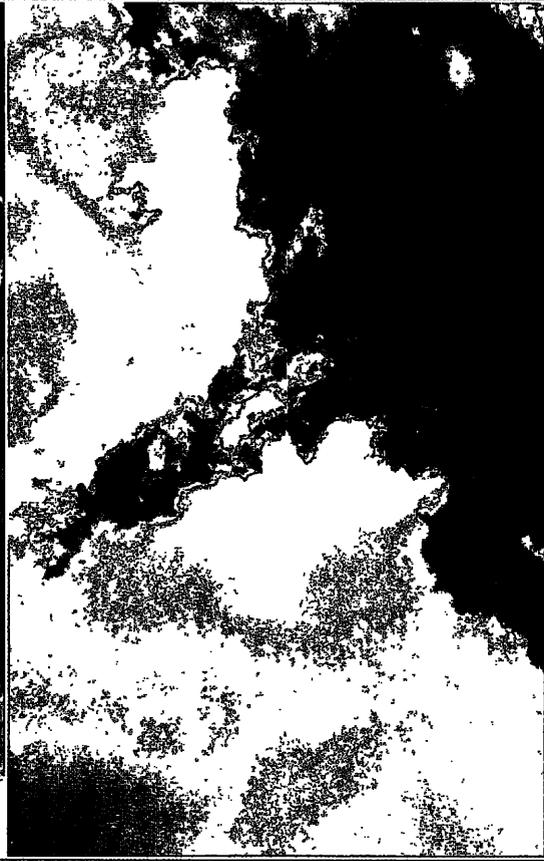
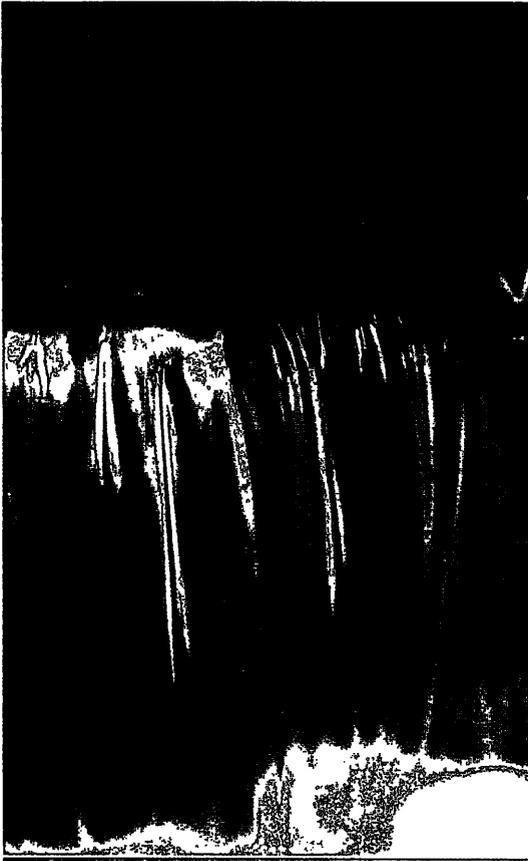
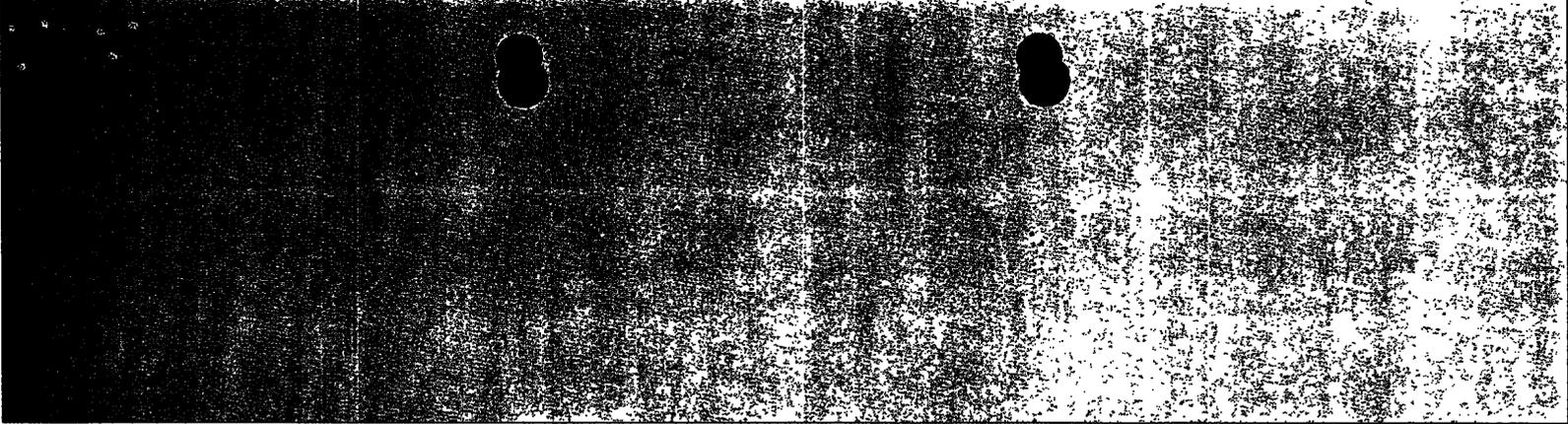
- Advocated strict enforcement of the Clean Air Act and Clean Water Act, and opposed the current administration's efforts to weaken the laws that force power plants to install pollution-reducing technology; (*Senate Vote 343, 1995, Senate Vote 12, 2003*)
- Co-sponsored legislation that would hold polluting corporations, and not taxpayers, responsible for paying to clean up abandoned toxic waste sites, (*Senate Vote 97, 2003*)
- Led the fight to block the current administration's attempts to allow destructive oil and gas drilling in the Arctic National Wildlife Refuge, (*Senate Vote 71, 2002*)
- Champions an energy plan that would reduce the nation's dependence on Middle-Eastern oil by developing renewable fuels and other clean energy technologies, ("*Kerry vs Bush on Environmental Issues*," *Scrapps Howard News Service, July 15, 2004*)
- Advocated for and helped negotiate the Kyoto Protocol, the first international treaty aimed at cutting global warming pollution and reducing greenhouse gasses ("*No Longer in Dispute*," *Hartford Courant, November 22, 2000*)

## **Putting people before corporate polluters.**

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E-mail Senator Kerry at [John\\_Kerry@kerry.senate.gov](mailto:John_Kerry@kerry.senate.gov) and ask him to continue protecting our environment by:

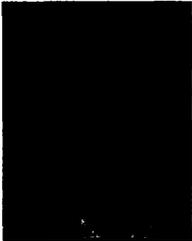
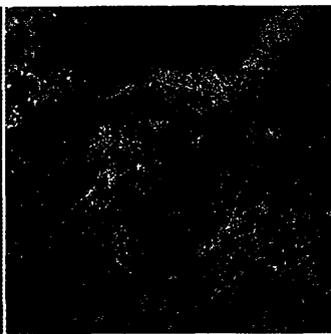
- Continuing to put taxpayers, not polluters, first
- Continuing the fight to get mercury out of our lakes, streams and fish



LET YOUR  
**CONSCIENCE**  
BE YOUR GUIDE.

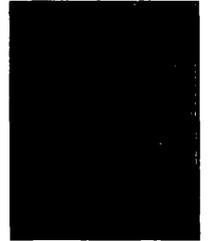


**YOUR VOICE.**  
you think.



Mel Martinez

Betty Castor



### Toxic Waste Cleanup



No stance on record.

Castor supports reinstating the "polluter pays" principle to make corporate polluters, not U.S. taxpayers, pay to clean up abandoned toxic waste sites.<sup>12</sup>



### Clean Air



No stance on record.

Castor has pledged to address air pollution by placing caps on carbon dioxide, sulfur dioxide, nitrogen oxide, mercury and other dangerous emissions.<sup>13</sup>



### Energy



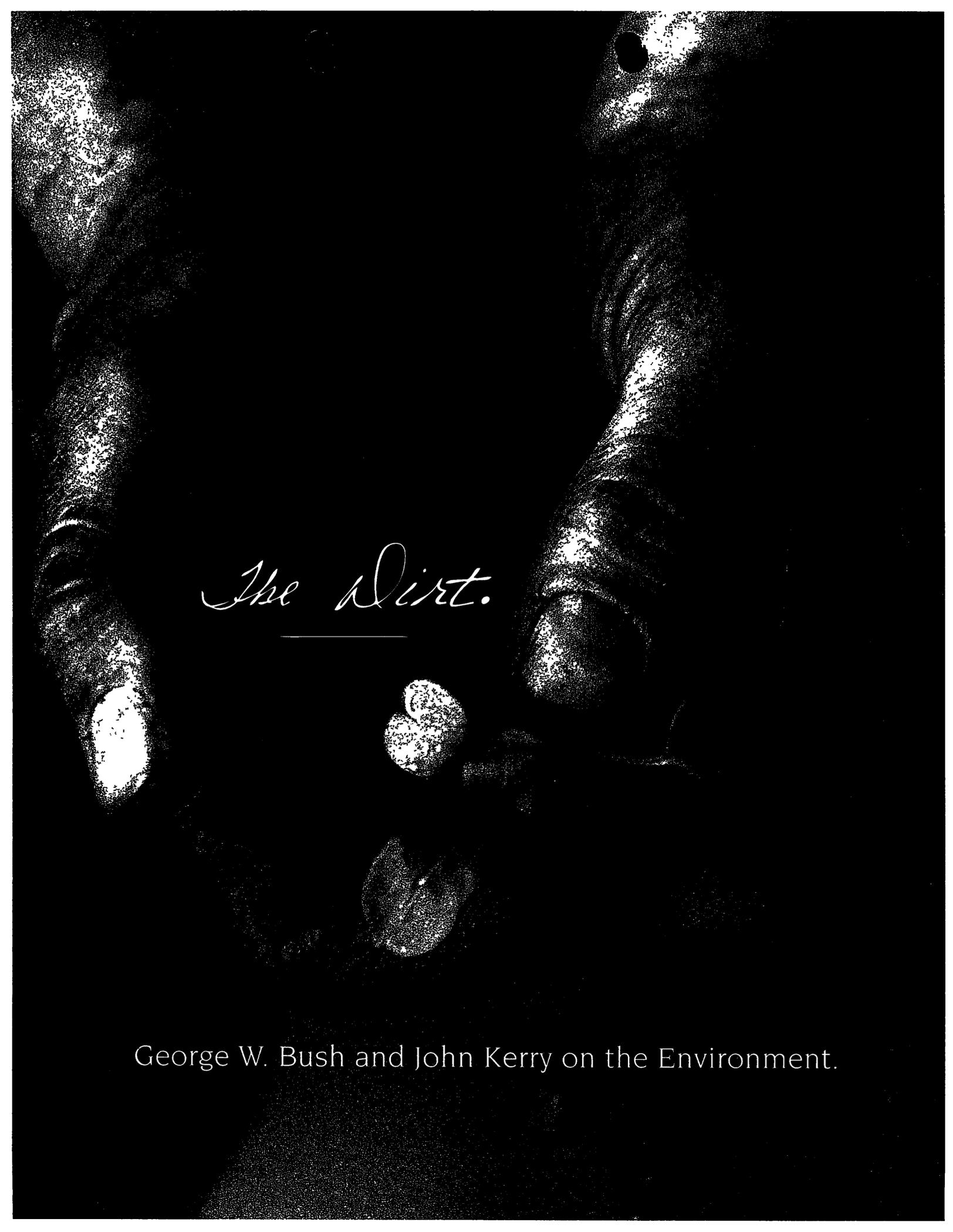
Martinez supports the Energy Policy Act of 2003, which gave millions in subsidies to the oil and coal industries, but made minimal investments in clean alternative energy technologies.<sup>11</sup>

Supports a greater commitment to alternative energy, such as wind and solar power and greater use of "green" building practices.<sup>14</sup>



Read up on  
the candidates before you vote.  
[www.sierraclubvotes.org](http://www.sierraclubvotes.org)

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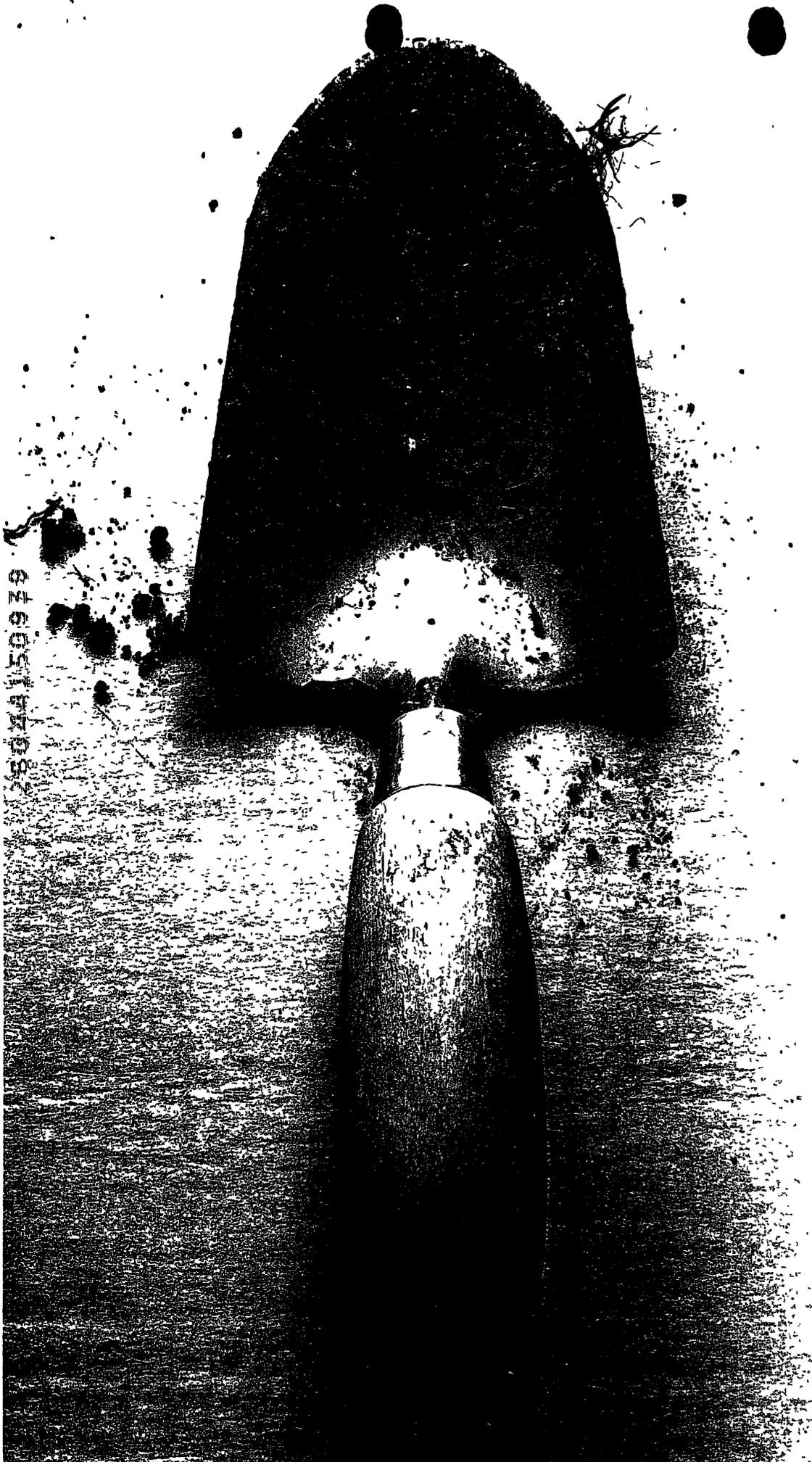


*The Dirt.*

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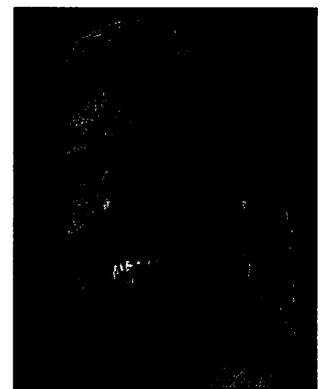
George W. Bush and John Kerry on the Environment.

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George W.  
Bush

*Dig deep*



John Kerry

As President, George W. Bush has consistently chosen to protect the interests of his oil and gas industry campaign contributors at the expense of public health, the environment, and a safer and sensible energy policy.

Bush has proposed to allow "blended" sewage to be discharged into Florida lakes and streams,<sup>1</sup> eliminated the polluter pays laws which require corporations to fund the cleanup of abandoned toxic waste sites,<sup>2</sup> and opened the Gulf of Mexico to the first oil and gas drilling lease sale since 1988.<sup>3</sup>

Bush proposed drilling in the Arctic National Wildlife Refuge and other pristine public lands, but stifled efforts to develop renewable energy sources.<sup>4</sup> In Florida, solar power is a great untapped source of renewable energy, and our tourism, economy, and coastal ecosystem depends on protection from off shore oil drilling.

Bush issued a rule requiring cleaner diesel fuel and engines for heavy equipment, starting in 2010. The rule will help reduce soot and smog pollution.<sup>5</sup>

*At a glance*

- Proposed allowing "blended" sewage into Florida's lakes and streams
- Wants to open our national parks and shores for drilling across America
- Requiring cleaner diesel fuel and engines for heavy equipment, starting in 2010

**CHECK THE FACTS:**

- 1 Regulatory Review Plan 66, Federal Register 7701
- 2 "Bush, Kerry are Worlds Apart on Environment," Gannett News Service, 5/28/04
- 3 [www.gomr.mms.gov/home/egp/lseale/181news.html](http://www.gomr.mms.gov/home/egp/lseale/181news.html)
- 4 Report of the National Energy Policy Development Group, [www.whitehouse.gov/energy/Chapter5.pdf](http://www.whitehouse.gov/energy/Chapter5.pdf)
- 5 [www.epa.gov/nonroad-diesel/2004fr/420f04029.htm](http://www.epa.gov/nonroad-diesel/2004fr/420f04029.htm)

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## for facts about the candidates for president.

John Kerry has built a 30-year record of supporting strong environmental protection. In the U.S. Senate, he has consistently fought for strong air and water pollution laws.

Kerry has voted in support of the polluter pays laws abandoned by the Bush administration and is committed to ensuring that corporate polluters have to clean up their wastes, not taxpayers. This includes Florida's 51 toxic waste sites contaminating our groundwater and threatening our health.<sup>6</sup>

In the U.S. Senate, Kerry co-sponsored the Clean Power Act to force old, polluting power plants to clean up.<sup>7</sup> One hundred percent of Florida's waters are under fish consumption warnings due to dangerous levels of mercury pollution from coal-fired power plants.<sup>8</sup>

Kerry has offered an energy plan which would put the United States on a path toward independence from Middle-Eastern oil.<sup>9</sup>

*At a glance*

- Committed to re-instating the polluter pays laws
- Fought to force polluting power plants to clean up their emissions
- Supports clean, renewable energy programs

**CHECK THE FACTS:**

- 6 [www.epa.gov/superfund/sites/np/fl.htm](http://www.epa.gov/superfund/sites/np/fl.htm)
- 7 S 366, 2/12/03
- 8 EPA Fact Sheet, National Listing of Fish Advisories, pg 4, [www.epa.gov/waterscience/fish/advisories/factsheet.pdf](http://www.epa.gov/waterscience/fish/advisories/factsheet.pdf)
- 9 "Kerry vs Bush on Environmental Issues," Scripps Howard News Service, 7/15/04

To learn more: [www.sierraclubvotes.org](http://www.sierraclubvotes.org)



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MR EDMUND A HAMBURGER

PINELLAS PARK FL 33782

SIERRA CLUB

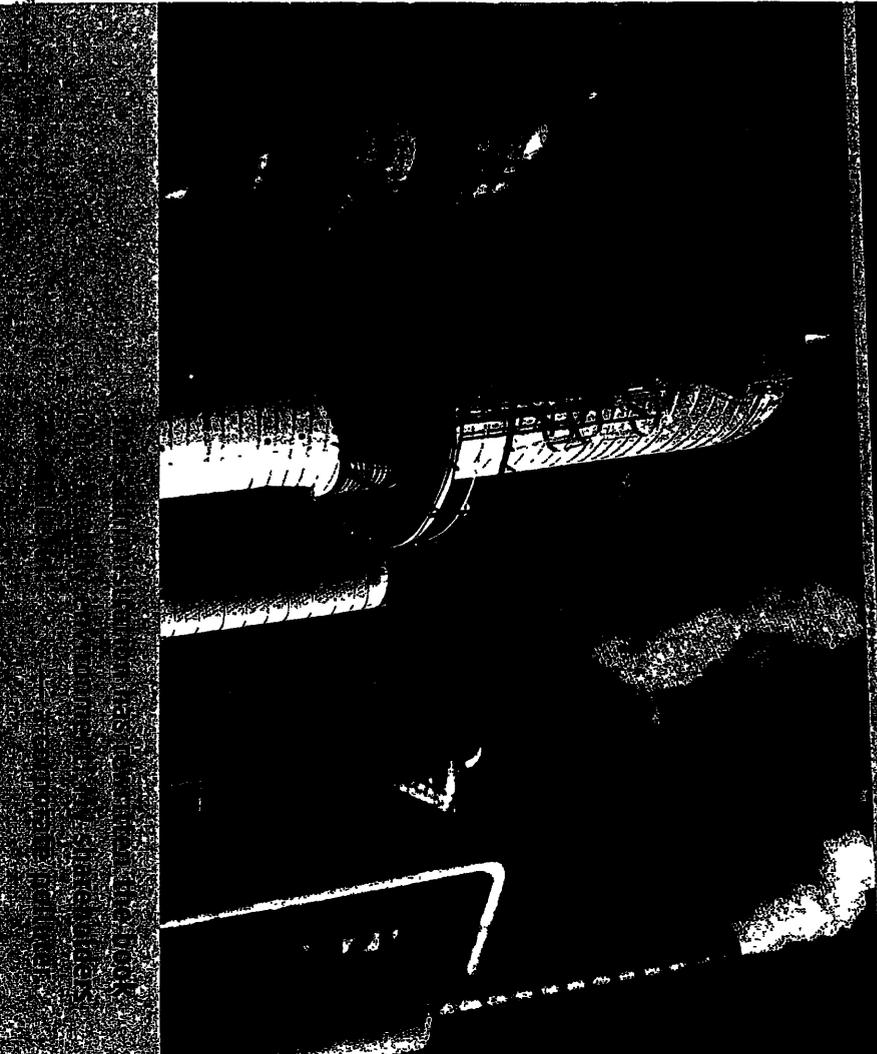
One Earth. One Sky

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**The Environment**  
**FOR**  
**DUMMIES**

## That book is George W. Bush reading when comes to our health and safety?

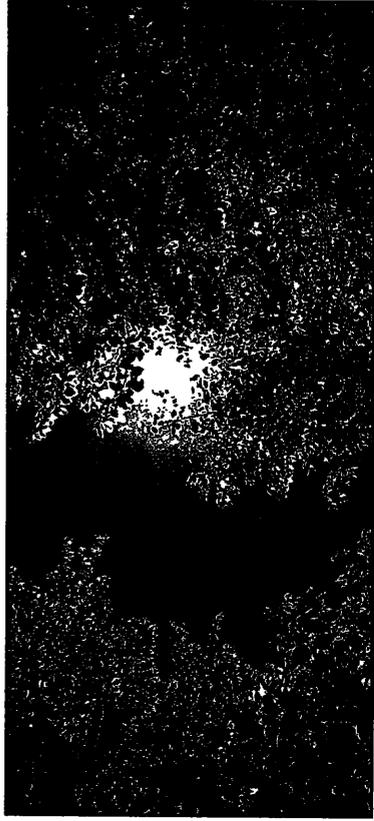
President Bush's America: corporate polluters have the upper hand. Laws that protected us, like the Clean Water and Clean Air Acts, have been rolled back for new polluter-friendly laws. These laws not only allow more pollution like mercury to be spewed into the air and water, but we get stuck with paying to clean it up.

## Our air policies clear the path for more pollution

The Bush administration has weakened key sections of the Clean Air Act, allowing power plants and factories to avoid implementing technologies that reduce polluting emissions. Under their Clean Air program, an additional 42 million tons of additional air pollutants will be dumped into our atmosphere by 2020.

## And taxpayers get stuck with the bill

President Bush is the first President since the inception of the Superfund Program to not support the polluter-pays principle, which would require corporations, not taxpayers, to fund the cleanup of hazardous toxic waste sites. Under the Bush administration's 2004 budget, taxpayers will pay 79% of the costs of cleaning up corporate sites. That contrasts starkly with the year 1996, when corporations paid 89% of the cost to clean up their messes.



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## President Bush could halt and even reverse air and water pollution — if he wanted to.

Of course, it's not all his fault. But President Bush has the power to make significant changes in the quality of our air and water. The technology to remove mercury from the toxic smoke belched by power plants exists — but President Bush won't make them use it. This single act of leadership would have removed millions of tons of mercury from America's air and water. And it won't happen.

## This year, our vision counts.

This year, our vision of America has a chance to be defended against pollution and exploitation. America can once again share in clean water, fresh air, and her unique natural beauty.

Email President Bush at [president@whitehouse.gov](mailto:president@whitehouse.gov).

Tell him to stand up to corporate polluters.



Get the facts at [www.sierraclubvotes.org](http://www.sierraclubvotes.org)  
It's in OUR hands.

the Facts  
Bush administration will ease mercury controls. 12/15/2003, ombwatch.org  
Federal Register, Volume 67, No. 251, 12/31/2002  
The Bottom Line, Mother Jones, September/October 2003 issue  
The Future of Superfund: More Taxpayers, Less Superfund. The New York Times, 3/27/2002  
The Bottom Line, Mother Jones, September/October 2003 issue